



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: **Q80815**

**Zong Kai YANG, et al.**

Appln. No.: **10/822,145**

Group Art Unit: 2661

Confirmation No.: 1166

Examiner: Not yet assigned

Filed: **April 12, 2004**

For: **PACKET SCHEDULING METHOD AND APPARATUS**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION FILED UNDER 37 CFR 1.53(B) - FILING DATE GRANTED**

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application filed under 37 CFR 1.53(b) - Filing Date Granted," mailed **June 24, 2004** for the above application, Applicant respectfully submits herewith a copy of the Declaration for the above identified application properly executed by the inventors. Also enclosed please find a copy of an executed Assignment and PTO Form 1595 and a Submission of Priority Documents with two (2) certified copies.

U.S. Application No. 10/822,145  
U.S. Filing Date: 04/12/2004  
Page 2

Checks for the statutory fee of \$900.00 and Recordation of Assignment fee of \$40.00 are attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

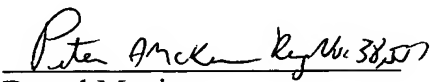
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**23373**

CUSTOMER NUMBER

DM/lck

**Date: August 24, 2004**

  
for, Darryl Mexic  
Registration No. 23,063



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/822,145	04/12/2004	Zong Kai Yang	Q80815

23373  
 SUGHRUE MION, PLLC  
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 WASHINGTON, DC 20037



CONFIRMATION NO. 1166

## FORMALITIES LETTER



\*OC000000013039546\*

Date Mailed: 06/24/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$900** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.


Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450

08/25/2004 HUONG1 00000114 10822145  
 01 FC:1001  
 02 FC:1051  
 770.00 DP  
 130.00 DP

Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE